

Board of Commissioners

February 1, 2011 -- 8:15 a.m.

Meeting called to order by President Gogel. Parties present are as follows: Gogel, Logsdon, Toler, Board Attorney Lindsey, Auditor, Chuck Painter, and Tara Lloyd.

Minutes

1/18/2011 minutes, Logsdon made a motion to approve. Toler seconded. All were in favor.

Claims

Logsdon asked about Claim #80 Meese Body Shop. This total of \$3,584.89 was for charge for repairs of several vehicles. Claim 145 was the annual cost to Harris Financials of \$17,322.42, Claim #150 in the amount of \$8,015.53 and Claim #157 in the amount of \$9,332.30 both to Independent Health Service was for inmate medicines for the past two months. Claim # 276 to SunTrust Equipment Finance we pay 2 times per year amount of \$34,615.91 was for Energy savings at the court house. Logsdon commented to Auditor in the past they signed three copies of the claims forms. (Auditor checked into to see why. All other counties only have commissioners sign one copy for the Auditor file.) Before execution of the claims Logsdon asked about claims #108, 112, 117, 118, 119, 120, and 121 payable to Southwest Indiana Regional Youth for a total of \$18,257.47. Auditor checked as to why so many claims and reported back that the county had ran out of money in 2010 to pay these bills and was asking for additional money for 2011. Logsdon further commented to the commissioners who should communicate this information to the council. All Commissioners discussed these claims and how to proceed. Auditor was informed to make an informal FYI noting each claim amount to the council to prepare them for additional request for funds in 2011. Logsdon made a motion to approve. Toler seconded. All were in favor.

Appointment

Previous appointment of Fred Weber to the Solid Waste Board was not accepted by Fred Weber. He asked we appoint someone else. Debbie Steinkamp recommended Karen Waninger from Chrisney IN. Logsdon made a motion to accept Debbie Steinkamp's recommendation of Karen Waninger to be the seventh member of the Solid Waste Board. Toler seconded. All were in favor.

Legal Report

Lindsey presented a Summary report of past work done for county since our last meeting. At the January 18th meeting he was requested to check on the liability of the county in case of an accident in the county while cleaning snow from the roads. Lindsey checked with our liability agent Chris Middleton and was advised we were okay on that end. It was more a policy decision. Lindsey contacted Painter with this information. Painter with a hoarse throat commented that he reviewed contract commissioners signed at the beginning of the New 231 project with the state. It states that county does not take over any roads until a written agreement with INDOT and commissioners are executed four weeks after old 231 is paved. Painter will continue to remove the snow as needed.

Lindsey reported that Auditor's office had contacted him concerning the reimbursable lighting grant of \$36,000 dollar. He was informed that previous Auditor had not made request for reimbursement of costs for updating the lighting in the court house prior to the deadline of December 31, 2010. Lindsey contacted Molly Whitehead Grants & Finance Director of Indiana Office of Energy Development and obtained the necessary form and contacted Gogel for execution. It had to be in to Molly Whitehead by that coming Monday by 10 a.m. (This was a Friday). Lindsey reported he had received an email that more information was needed and the Auditor's office was providing that information today.

Major Litigation with AK Steel Jury trial set for April 11, 2011 Federal District Court in Evansville IN. Spencer county Redevelopment vs. AK Steel. Lindsey requested an Executive Session with Umbaugh, County Council, County Commissioners, Auditor, Assessor, Redevelopment Committee, and the Legal council Ice Miller. Earlier last month a Motion for Summary Judgment was heard and denied. Judge sent it to Jury Trial.

Engineer Report

Lloyd asked commissioners who she should go to for legal guidance on the Luce Sewer project due to conflict of interest with current county attorney. Logsdon made a motion for our chairman Gogel to speak to John Wetherill our county council attorney to see if he would be our backup for our county attorney for our engineer guidance with the Luce Sewer project. Money is available to pay Wetherill. Lindsey knew this would arise and made

preparations for it. Toler seconded. All were in favor. Logsdon made a second motion in this matter that we make Wetherill our attorney for any other matters that may arise such as this. Toler seconded it. All were in favor. Confirmation on Toler contact information for Lloyd.

Huffman Mill

Commissioners signed Covered Bridge Certification per IC 8-14-1-10. Request for proposals are now posted on the website. Deadline for proposals are February 21, 2011. Packets will begin to come in to the Auditors office. Then, Commissioners will rate them to make their selection. Logsdon asked "What is the maximum amount the engineering firms can charge?" Engineer will check it is not open ended. Engineer has a number to go by. Lindsey commented on the interlocal agreement

Conflict of Interest

Toler made motion to sign Lindsey conflict of interest statement. Al seconded. All were in favor. Logsdon made a motion to sign both of Kenneth R Schaaf, CPA conflict of interest statements. Schaaf serves on the Lincoln Heritage Library Board and on the Carter Fire District (A Copy is sent to the state and filed with the county clerk).

Veterans Report

Richard Lawson submitted January 10, 2011 City & County VSO's Monthly report for commissioner review.

County Garage

Equipment and Rock

Highway Superintendent Painter stated we received our new backhoe yesterday and it is at the highway garage. He is working on getting insurance on it and a radio put in it. They have been receiving a lot of complaints about gravel needed on county roads. Not a lot of rock hauled, still have the spreader bed in the trucks not sure about the snow possible more tonight. Has been hauling rock on three single axle trucks (One down yesterday) one plow truck had transmission problems they just got it back yesterday. Roads are just muddy on top. If we hadn't got the last rain they would have been fine.

Cumulative Bridge Report 2/1/2011

Cindy Painter provided Cumulative Bridge report. At last commissioner meeting it was asked why this fund was cut. Logsdon asked Graham to sit in on this discuss. The first amount of \$969,171.00 was council approved budget in 2010 for 2011. State ordered cut of \$178,665 dollars (\$100,000 from Bridge Repair Supplies and \$78,665 from the contractual services) because a form the Auditor's office turns in to the State in June of 2010 required this. The Auditor's form shows what is to come in and what still needs to go out. The Cum Bridge fund that the Garage uses still had \$800,000 in that account and out of this amount County Garage turned back in \$567,000 dollars that they didn't use. Naturally, if the State would have known this the account would not have been cut, but they were going by what was turned in June 2010. That is the way it was in June of 2010. If we don't need to spend the money we don't. At that time the Backhoe and the building were not out of these amounts. \$790,506 was the State Approved 2011 Budget. The Backhoe encumbrance was \$66,695. And the building encumbrance was \$76,932. The Cash balance as of January 1, 2011 was \$1,051,259. You have to add the estimated 2011 revenue of \$501,033 and the estimated misc. revenue of \$30,317 then take away the original budget of about of \$969,171. (The state will not deduct the revised budget of \$934,133) and deduct the above backhoe and building encumbrances of \$143,627 leaving an additional balance of \$469,811. Now if you deduct the Huffman Mill Bridge of \$240,000 and the Bridge Reinspection of \$34,183 leaves the county only \$195,628 dollars remaining that we can ask for additional. Concern is if a major bridge repair was needed. We will be reimbursed 90% of the Huffman Mill Bridge project. At some point in time 80% reimbursement will come from the feds and 10% from Perry County for a total reimbursement of \$216,000. Logsdon commented that we should not let this happen to us again. In essence now going forward we should have started on our projects earlier (6 months prior) so these two bills, the back hoe and the building would have been paid and then we would have \$143,627 more in our additional. Graham stated the state will not add back in the \$240,000 if the council approves this for Huffman Bridge until January 1, of coming year. Chuck Painter stated we will have to make due with \$195,628.

Gasoline Purchase

Logsdon made a comment that if a revolution in Egypt broke out and they closed off the Suez Canal there is no telling what the fuel prices will go to over night. Logsdon made a motion to lock in half of the fuel at today's fuel prices. Toler seconded. All were in favor. Logsdon asked chairman Gogel what he would have done. Gogel stated he would have gone all instead of half. Toler was asked same. Toler stated he would have locked in all as well. Then Logsdon asked to rescind this motion. Toler seconded. All were in favor. Cindy Painter went out of meeting to place phone call to check current fuel prices with Synergy. She returned with the following: (Including the .18 cents tax) \$2.927 per gallon for gasoline, (including the .16 cents tax) \$3.195 per gallon for on road, and (no sales tax) \$3.038 for off road. Logsdon made a motion to lock in all fuel prices. Toler seconded. All were in favor. Cindy went out and locked them in at this point in time so the prices wouldn't change before she returned to her office.

Community Wide Grant

Scott Meadors from Carter Fire District reported on January 21, 2011 they were awarded grant. Includes all radios (Towers not included). Carter Fire District is responsible for this grant. Meadors requested a meeting to be set to discuss the handling of this grant. Reinke had spoken to Spaetti about this matter as to the problems that had arisen with the lightning strike in 2010 and wanted to avoid any issues with this grant. There are only 365 days to complete this grant from 1/21/11. Logsdon stated we should start at the end and go backwards as to what we want it to look like. He requested Scott Meadors to present to the Commissioners a list of what is provided and what is not provided with this grant; including the amount needed from the county commissioners to arrive at the outcome. Logsdon asked Meadors if he could provide a power point for the commissioners to be able to make a decision. Meadors said yes. Meadors was able to get the radios that need to be updated in this grant but that is about all for the dispatch. Logsdon made a motion to request Scott Meadors, Representative of Carter Fire District to invite members of each necessary unit within the county for a meeting date and time determined by Scott Meadors. These representatives will create a plan within 45 days and provide the necessary communication infrastructure for Spencer County to meet all requirements that are stated in the grant and required by FEMA. Meadors is to report back to Commissioners at their Commissioners meeting on March 15, 2011. Toler seconded. All were in favor. Scott Meadors was congratulated by Logsdon for spear heading this project for Spencer County.

Coroner

Robert Fuller spoke to commissioners about a vehicle. Funeral home takes care of a lot of the transportation. No time in the past has the coroner been reimbursed for fuel. County was given the old ambulance that we have, a few years ago. Logsdon mentioned that coroner could prepare a travel budget. Biggest concern to coroner is the records being currently in so many different locations within the county. There are two types of records confidential and public. These records must be kept permanently. They are currently in boxes not easily accessible. 5 fire proof file cabinets possibly needed. Computer access is needed. This office needs to be handicap accessible. There was a discussion over different locations. No answer could be given at this time. Commissioners want to solve this matter and will look into this matter. Commissioners advised Coroner to put together a plan and have Auditor put in their packet concerning the need of an office. Project what you want for their review. All billing or mailings are sent to the Auditors office at this time.

Logsdon made a motion to adjourn. Toler seconded. All were in favor. The meeting adjourned at 11:51 am.

Board of Commissioners,

President

Attest:

Donna J. Lynam, Auditor
